### Case 17-30296-ABA Doc 38 Filed 06/28/18 Entered 06/29/18 00:41:55 Desc Imaged

Information to	o identify the case:	<del>Page 1 01 0</del>		
Debtor 1:	James M Nemec	Social Security number or ITIN:	xxx-xx-1101	
	First Name Middle Name Last Name	EIN:		
Debtor 2: (Spouse, if filing)	Minerva Nemec	Social Security number or ITIN:	xxx-xx-8224	
	First Name Middle Name Last Name	EIN:		
United States Ba	ankruptcy Court: District of New Jersey	Date case filed in chapter:	13	10/5/17
Case number:	17-30296-ABA	Date case converted to chapter:	7	6/21/18

# Official Form 309A (For Individuals or Joint Debtors) Notice of Chapter 7 Bankruptcy Case -- No Proof of Claim Deadline

12/15

For the debtors listed above, a case has been filed under chapter 7 of the Bankruptcy Code. An order for relief has been entered.

This notice has important information about the case for creditors, debtors, and trustees, including information about the meeting of creditors and deadlines. Read both pages carefully.

The filing of the case imposed an automatic stay against most collection activities. This means that creditors generally may not take action to collect debts from the debtors or the debtors' property. For example, while the stay is in effect, creditors cannot sue, garnish wages, assert a deficiency, repossess property, or otherwise try to collect from the debtors. Creditors cannot demand repayment from debtors by mail, phone, or otherwise. Creditors who violate the stay can be required to pay actual and punitive damages and attorney's fees. Under certain circumstances, the stay may be limited to 30 days or not exist at all, although debtors can ask the court to extend or impose a stay.

The debtors are seeking a discharge. Creditors who assert that the debtors are not entitled to a discharge of any debts or who want to have a particular debt excepted from discharge may be required to file a complaint in the bankruptcy clerk's office within the deadlines specified in this notice. (See line 9 for more information.)

To protect your rights, consult an attorney. All documents filed in the case may be inspected at the bankruptcy clerk's office at the address listed below or through PACER (Public Access to Court Electronic Records at <a href="www.pacer.gov">www.pacer.gov</a>).

The staff of the bankruptcy clerk's office cannot give legal advice.

To help creditors correctly identify debtors, debtors submit full Social Security or Individual Taxpayer Identification Numbers, which may appear on a version of this notice. However, the full numbers must not appear on any document filed with the court.

Do not file this notice with any proof of claim or other filing in the case. Do not include more than the last four digits of a Social Security or Individual Taxpayer Identification Number in any document, including attachments, that you file with the court.

Undeliverable notices will be sent by return mail to the debtor. It is the debtor's responsibility to obtain the party's correct address, resend the returned notice, and notify this office of the party's change of address. Failure to provide all parties with a copy of this notice may adversely affect the debtor as provided by the Bankruptcy Code.

		About Debtor 1:		About Debtor 2:	
1. Debtor's full name		James M Nemec		Minerva Nemec	
2. All other names used in the last 8 years				aka Anita Nemec	
3.	Address	115 Leeds Rd Mount Laurel, NJ 08054		115 Leeds Rd Mount Laurel, NJ 08054	
4.	<b>Debtor's attorney</b> Name and address	Robert Braverman Law Office of Robert Braverman, LLC Suite 333 1060 N. Kings Highway Cherry Hill, NJ 08034		Contact phone (856) 348-0115	
5.	Bankruptcy trustee Name and address	Brian Thomas Brian Thomas, Esq 327 Central Avenue Suite 103 Linwood, NJ 08221		Contact phone (609) 601–6066	

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Debtor James M Nemec and Minerva Nemec

Case number 17-30296-ABA

6. Bankruptcy clerk's office

Documents in this case may be filed at this address. You may inspect all records filed in this case at this office or online at www.pacer.gov. (800) 676-6856

401 Market Street Camden, NJ 08102 Additional information may be available at the Court's Web Site: www.njb.uscourts.gov.

Hours open: 8:30 AM - 4:00 p.m., Monday - Friday (except holidays)

Contact phone 856-361-2300

Date: 6/26/18

Location:

7. Meeting of creditors

joint case, both spouses must attend. Creditors may attend, but are not required to do so.

**Debtors must attend the meeting** The meeting may be continued or adjourned to a to be questioned under oath. In a later date. If so, the date will be on the court docket.

July 31, 2018 at 01:00 PM

Bridge View Building, Suite 102, 800 Cooper Street, Camden, NJ 08101

Filing deadline: 10/1/18

All individual debtors must provide picture identification and proof of social security number to the trustee at the meeting of creditors. Failure to do so may result in your case being dismissed.

8. Presumption of abuse

If the presumption of abuse arises, you may have the right to file a motion to dismiss the case under 11 U.S.C. § 707(b). Debtors may rebut the presumption by showing special circumstances.

The presumption of abuse does not arise.

9. Deadlines

The bankruptcy clerk's office must receive these documents and any required filing fee by the following deadlines.

File by the deadline to object to discharge or to challenge whether certain debts are dischargeable:

You must file a complaint:

- if you assert that the debtor is not entitled to receive a discharge of any debts under any of the subdivisions of 11 U.S.C. § 727(a)(2) through (7),
- · if you want to have a debt excepted from discharge under 11 U.S.C § 523(a)(2), (4), or (6).

You must file a motion:

· if you assert that the discharge should be denied under § 727(a)(8) or (9).

WRITING A LETTER TO THE COURT OR THE JUDGE IS NOT A SUBSTITUTE FOR FILING AN ADVERSARY COMPLAINT OBJECTING TO **DISCHARGE OR DISCHARGEABILITY. IN NO CIRCUMSTANCE WILL WRITING A LETTER** PROTECT YOUR RIGHTS.

Deadline to object to exemptions:

The law permits debtors to keep certain property as exempt. If you believe that the law does not authorize an exemption claimed, you may file an objection.

Filing deadline: 30 days after the conclusion of the meeting of creditors

10. Proof of claim

Please do not file a proof of claim unless you receive a notice to do so.

No property appears to be available to pay creditors. Therefore, please do not file a proof of claim now. If it later appears that assets are available to pay creditors, the clerk will send you another notice telling you that you may file a proof of claim and stating the deadline.

11. Creditors with a foreign address

If you are a creditor receiving a notice mailed to a foreign address, you may file a motion asking the court to extend the deadlines in this notice. Consult an attorney familiar with United States bankruptcy law if you have any questions about your rights in this case.

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12. Exempt property

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The law allows debtors to keep certain property as exempt. Fully exempt property will not be sold and distributed to creditors. Debtors must file a list of property claimed as exempt. You may inspect that list at the bankruptcy clerk's office or online at <a href="https://www.pacer.gov">www.pacer.gov</a>. If you believe that the law does not authorize an exemption that the debtors claim, you may file an objection. The bankruptcy clerk's office must receive the objection by the deadline to object to exemptions in line 9.

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United States Bankruptcy Court
District of New Jersey

In re:
James M Nemec
Minerva Nemec
Debtors

Case No. 17-30296-ABA Chapter 7

#### **CERTIFICATE OF NOTICE**

District/off: 0312-1 User: admin Page 1 of 2 Date Rcvd: Jun 26, 2018 Form ID: 309A Total Noticed: 33

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jun 28, 2018. db/idb +James M Nemec, Minerva Nemec, 115 Leeds Rd, Mount Laurel, NJ 08054-2307 Amherst, NY 14228-3609 517107891 +American Express c/o, 205 Bryant Woods South, 517264452 +Bank of America, N.A., P O Box 982284, El Paso, TX 79998-2284 517224420 Department Stores National Bank, c/o Quantum3 Group LLC, PO Box 657, Kirkland, WA 98083-0657 +Ditech, 1100 Virginia Drive, #100A, Fort Washington +PNC, 249 5th Ave, Ste 30, Pittsburgh, PA 15222-2707 517107897 Fort Washington, PA 19034-3277 517107903 +PNC, Perssler & Pressler, 7 Entin Rd, Parsippany, NJ 07054-5020 517299847 517107902 517107904 Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center. E-mail/Text: robert@bravermanlaw.com Jun 26 2018 22:12:36 Robert Braverman, Law Office of Robert Braverman, LLC, Suite 333, 1060 N. Kings Highway, Cherry Hill, NJ 08034 tr +EDI: QBTHOMAS.COM Jun 27 2018 02:08:00 Brian Thomas, Brian Thomas, Esq. 327 Central Avenue, Suite 103, Linwood, NJ 08221-2026 E-mail/Text: usanj.njbankr@usdoj.gov Jun 26 2018 22:12:53 U.S. Attorney, 970 Broad St., sma Room 502, Rodino Federal Bldg., Newark, NJ 07102-2534 +E-mail/Text: ustpregion03.ne.ecf@usdoj.gov Jun 26 2018 22:12:53 United States Trustee. sma Office of the United States Trustee, 1085 Raymond Blvd., One Newark Center, Suite 2100, Newark, NJ 07102-5235 EDI: AMEREXPR.COM Jun 27 2018 02:08:00 517107890 American Express, PO Box 1270, Newark, NJ 07101-1270 517173989 EDI: BECKLEE.COM Jun 27 2018 02:08:00 American Express Bank, FSB, c/o Becket and Lee LLP, PO Box 3001, Malvern PA 19355-0701 517107892 +EDI: BANKAMER.COM Jun 27 2018 02:08:00 Bank Americard, PO Box 26012, Greensboro, NC 27420-6012 517107893 +EDI: BANKAMER.COM Jun 27 2018 02:08:00 PO Box 26012, BankAmericard, Greensboro, NC 27420-6012 EDI: WFNNB.COM Jun 27 2018 02:08:00 EDI: BL-BECKET.COM Jun 27 2018 02:08:00 517107894 Boscov's. PO Box 659622, San Antonio, TX 78265-9622 517295665 Capital One, N.A., c/o Becket and Lee LLP, PO Box 3001, Malvern PA 19355-0701 517107895 +EDI: CHASE.COM Jun 27 2018 02:08:00 Chase, Cardmember Services, PO Box 15299, Wilmington, DE 19850-5299 +E-mail/Text: bncmail@w-legal.com Jun 26 2018 22:12:55 E-mail/Text: bncmail@w-legal.com Jun 26 2018 22:12:55 Comenity Capital Bank/Paypal Credit, c/o Weinstein & Riley, PS, 2001 Western Ave., Ste 400, Seattle, WA 98121-3132 517284624 517107896 EDI: DISCOVER.COM Jun 27 2018 02:08:00 Discover, PO Box 6103, Carol Stream, IL 60197-6103 EDI: DISCOVER.COM Jun 27 2018 02:08:00 517125617 Discover Bank, Discover Products Inc. PO Box 3025, New Albany, OH 43054-3025 E-mail/Text: bankruptcy.bnc@ditech.com Jun 26 2018 22:12:47 517162309 Ditech Financial LLC fka Green Tree Servicing LLC, P.O. Box 6154, Rapid City, South Dakota 57709-6154 517107898 +EDI: CITICORP.COM Jun 27 2018 02:08:00 Goodyear c/o Citibank, PO Box 6497, Sioux Falls, SD 57117-6497 EDI: CBSKOHLS.COM Jun 27 2018 02:08:00 517248214 Kohl's Payment Center, PO Box 2983, Milwaukee, WI 53201-2983 517107899 +EDI: TSYS2.COM Jun 27 2018 02:08:00 +EDI: TSYS2.COM Jun 27 2018 02:08:00 Macv's, DSNB, PO Box 8097, Mason, OH 45040-8097 Macy's, 9111 Duke Blvd., Mason, OH 45040-8999 517107900 517107901 +EDI: TSYS2.COM Jun 27 2018 02:08:00 Macy's/American Express, DSNB. PO Box 8097, Mason, OH 45040-8097 +E-mail/Text: bncmail@w-legal.com Jun 26 2018 22:12:55 com Jun 26 2018 22:12:55 TD Bank USA, N.A., 2001 WESTERN AVENUE, STE 400, SEATTLE, WA 98121-3132 517284214 C O WEINSTEIN & RILEY, PS, 2001 WESTERN AVENUE, STE 400, SEATTLE, WA 98121-3132 +EDI: WTRRNBANK.COM Jun 27 2018 02:08:00 Target, PO Box 1327, Minneapolis, MN 55440-1327 517107905 +EDI: WFFC.COM Jun 27 2018 02:08:00 420 Montgomery St, 517107906 Wells Fargo, San Francisco, CA 94104-1298 EDI: WFFC.COM Jun 27 2018 02:08:00 517219367 Wells Fargo Bank, N.A., PO Box 10438, MAC F8235-02F, Des Moines, IA 50306-0438 TOTAL: 24

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

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\*\*\*\*\* BYPASSED RECIPIENTS (continued) \*\*\*\*\*

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jun 28, 2018 Signature: /s/Joseph Speetjens

#### CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on June 25, 2018 at the address(es) listed below:

Brian Thomas brian@brianthomaslaw.com, bthomas@ecf.epiqsystems.com
Denise E. Carlon on behalf of Creditor Ditech Financial LLC dcarlon@kmllawgroup.com,
bkgroup@kmllawgroup.com
Isabel C. Balboa on behalf of Trustee Isabel C. Balboa ecfmail@standingtrustee.com,
summarymail@standingtrustee.com
Rebecca Ann Solarz on behalf of Creditor Ditech Financial LLC rsolarz@kmllawgroup.com
Robert Braverman on behalf of Joint Debtor Minerva Nemec robert@bravermanlaw.com
Robert Braverman on behalf of Debtor James M Nemec robert@bravermanlaw.com
U.S. Trustee USTPRegion03.NE.ECF@usdoj.gov

TOTAL: 7